



# City of Fall River, Massachusetts

LAW DEPARTMENT  
 ONE GOVERNMENT CENTER  
 FALL RIVER, MA 02722  
 508-324-2650 (Law Department)  
 508-324-2540 (Workers' Compensation)  
 508-324-2655 (Fax)  
 508-324-2000 (Voice/TDD)

THOMAS F. McGUIRE, JR.  
 CORPORATION COUNSEL

DANIEL S. HENDRIE  
 ASST. CORPORATION COUNSEL

JOHN J. COUGHLIN  
 ASST. CORPORATION COUNSEL

GARY P. HOWAYECK  
 SPECIAL ASST. CORPORATION COUNSEL

ELAINE RUTKOWSKI  
 LEGAL ASSISTANT

NANCY PAVAO  
 WORKERS' COMPENSATION/  
 CLAIMS CLERK

July 5, 2001

Clerk for Civil Business  
 United States District Court  
 District of Massachusetts  
 One Courthouse Way  
 Boston, MA 02108

Re: Conservation Law Foundation v. City of Fall River, et al  
 U.S. District Ct. 87-3067-Z

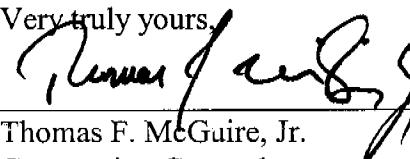
Dear Sir/Madam:

On behalf of the Defendant, City of Fall River, enclosed please find Quarterly Progress Report (Progress Report # 37), a copy of which has been provided to the Plaintiff.

Be advised that under the Order issued by Judge Zobel with regard to this matter, said Quarterly Progress Report is required to be filed with the Court. Would you therefore, kindly file same.

If there are questions or comments, do not hesitate to contact me.

Very truly yours,

  
 Thomas F. McGuire, Jr.  
 Corporation Counsel

TFM/n  
 Enclosure

cc: Ronald A. Laro  
 Steven H. Burrington, Esq.  
 Terrance J. Sullivan

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# City of Fall River, Massachusetts

## SEWER COMMISSION ONE GOVERNMENT CENTER

July 3, 2001

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PROGRESS REPORT #37

July 2001

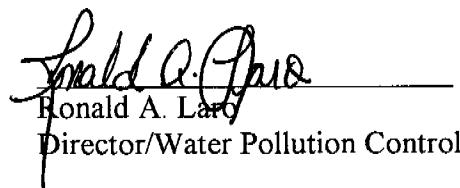
1. CSO Construction Contract 2A-2 is comprised of the construction of the, South and Central Tunnels, associated drop shafts and connecting tunnels, tunnel odor control, and the extreme event overflow structure. All required Federal and State Permits and associated easements (approximately 275) are in place.
2. Contract 2A-2 bids were accepted on January 31, 2001 at 11:00 a.m. These bids were substantially greater than the Engineers advertised estimate. As such, the City could not award, in that the bids received exceeded the City's Loan Order Authorization of \$115,000,000.

The low bidder for Contract 2A-2 has extended the withdrawal period for their bid, thus, the bid remains valid.

3. The City, with its Engineer, immediately began a program evaluation. The evaluation resulted in alternative measures which would insure water quality standards while complying with CSO Program objectives. As such, meetings have been conducted with EPA Region I and State DEP officials to review and consider acceptance of appropriate alternative measures. Further, on June 20, 2001, City officials met in Washington with Federal EPA Representatives to confirm our commitment to the CSO Program and review and consider acceptance of appropriate alternative measures.
4. Currently, we are awaiting final determinations by both the Federal EPA and State DEP. Both Regulatory Agencies have committed to prompt determinations which shall not impact the City's schedule, and as such, compliance with CSO Abatement Program requirements.

If further information is required, please call me at 508/324-2321.

Signed under the pains and penalties of perjury this 3<sup>rd</sup> day of July, 2001.

  
Ronald A. Laro  
Director/Water Pollution Control

**FALL RIVER SEWER COMMISSION**  
**CSO WEEKLY PHYSICAL INSPECTIONS**  
**AND**  
**RAINFALL DATA**

April - June 2001

CITY OF FALL RIVER  
 CSO MONITORING PROGRAM  
 4/1/01 to 6/30/01  
 FLOW STATUS

OUTFALL	LOCATION	ASSOCIATED STRUCTURES	4/4/01	W/E	4/11/01	W/E	4/17/01	W/E	4/29/01	W/E	5/4/01	W/E	5/11/01	W/E	5/16/01	W/E	5/25/01	W/E	6/7/01	W/E	6/13/01	W/E	6/20/01	W/E	6/26/01	W/E	COMMENTS
002	MT-HOPE AVE.																										
003	CHARLES ST.																										
004	BIRCH ST.																										
005	RIVERVIEW ST.																										
006	MIDDLE ST.																										
007	WILLIAM ST.																										
008	FERRY ST.	FERRY ST. COLUMBIA ST.																									
009	CENTRAL ST.																										
010	CITY PIER	DAVOL ST. #1 DAVOL ST. #2																									
011	PRESIDENT AVE.																										
013	COVE ST.																										
014	ALTON ST.																										
015	PLYMOUTH AVE. NORTH	BEDFORD ST. ROBESON ST. TREMONT ST. SEABURY ST.																									
016	LOWELL ST.																										
017	QUEQUECHAN ST.																										
018	HERITAGE PARK																										
019	CANAL ST.																										
020	THIRD ST.																										
021	PLYMOUTH AVE. SOUTH																										

Start bucket dragging/60" line

" "

Monthly Operation and Maintenance Report  
Fall River Wastewater Treatment Facility  
Professional Services Group, Inc.  
4/1/01 to 6/30/01  
(Rainfall Data - Inches)

	<u>April</u>	<u>May</u>	<u>June</u>
1	-	-	-
2	-	-	1.36
3	-	-	0.15
4	-	-	-
5	-	0.20	-
6	0.34	-	-
7	0.03	-	-
8	1.01	-	-
9	0.09	-	-
10	0.04	-	-
11	-	-	0.53
12	0.60	-	1.77
13	0.03	-	-
14	-	-	-
15	-	0.07	-
16	-	0.02	-
17	0.46	-	2.62
18	0.19	-	-
19	-	-	-
20	-	-	-
21	-	-	-
22	0.03	0.47	-
23	-	0.23	0.58
24	-	1.43	0.02
25	-	0.22	-
26	-	-	-
27	-	0.40	-
28	-	0.23	-
29	-	-	-
30	-	-	0.04
31	-	-	-

(T) Trace Rainfall